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Alexandria, Vinguria 22313-1450 www.usulo.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/767,064

01/29/2004

Tony Peled

24024-506 (GE26736)

30623 MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C. ONE FINANCIAL CENTER BOSTON, MA 02111



CONFIRMATION NO. 5661
FORMALITIES LETTER
\*OC000000012953838\*

Date Mailed: 06/15/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

• \$65 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

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65.00 OP

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

Express Mail Label No.: EV392125152US

E Date of Deposit: November 12, 2004 Attorney Docket No. 24024-506

GE Ref. No.: 26736

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Peled et al.

SERIAL NUMBER: 10/767,064 EXAMINER: Not Yet Assigned

FILING DATE: January 29, 2004 ART UNIT: 1642

FOR: EX-VIVO EXPANSION OF HEMATOPOIETIC STEM CELL POPULATIONS IN

MONONUCLEAR CELL CULTURES

### MAIL STOP MISSING PARTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### **TRANSMITTAL**

- 1. Response to Notice to File Missing Parts (1 pg.);
- 2. Copy of Notice to File Missing Parts (2 pgs.);
- 3. Petition for Filing Patent Application when an Inventor Refuses to Execute under 37 C.F.R. § 1.47(a) for Oren Rosen (3 pgs.);
- 4. Declaration in Support of 37 C.F.R. § 1.47 filing (3 pgs.);
- 5. Exhibits A-F (30 pgs. including tabs);
  - A. Copy of Employment Agreement (11 pgs.);
  - B. Copy of letter sent to Oren Rosen and Avner Mausevitz by Certified Registered Mail on August 11, 2004 and corresponding Certified Mail Recepit (1 pg. each; 2 pgs. total);
  - C. Copy of a letter, in Hebrew, sent from Oren Rosen to Robert Sheinbein on September 25, 2003 and corresponding English translation (1 pg. each; 2 pgs. total);
  - D. Copy of a letter, in Hebrew, sent from Avner Mausevitz to Robert Sheinbein on October 8, 2003 and corresponding English translation (1 pg. each; 2 pgs. total);
  - E. Translation Statement of Yael Biran (1 pg.);
  - F. Copy of Combined Declaration and Power of Attorney (2 counterparts; 6 pgs. total);
- 6. Petition for Three-Month Extension of Time (1 pg.);
- 7. Check No. 19598, in the amount of \$65.00;
- 8. Check No. 19599, in the amount of \$490.00;
- 9. Check No. 19600, in the amount of \$130.00; and
- 10. Return Postcard.

APPLICANTS: Peled et al. U.S.S.N.: 10/767,064

Applicants believe that no additional fees are due with this submission. However, the Commissioner is hereby authorized to charge any fee that may be due, or to credit any overpayment, to Deposit Account No. 50-0311 (Reference No. 24024-506). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Dated: November 12, 2004

Ivor R. Elrifi, Reg. No. 39,529

David E. Johnson, Reg. No. 41,874 Attorneys for Applicants

c/o MINTZ, LÉVIN Tel: (617) 542-6000 Fax: (617) 542-2241 Customer No.: 30623

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Express Mail Label No.: EV392125152US

Date of Deposit: November 12, 2004 Attorney Docket No. 24024-506

GE Ref. No.: 26736

Keg No 595 N

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PPLICANTS:

Peled et al.

SERIAL NUMBER:

10/767,064

EXAMINER: Not Yet Assigned

FILING DATE:

January 29, 2004

ART UNIT:

1642

For:

EX-VIVO EXPANSION OF HEMATOPOIETIC STEM CELL POPULATIONS IN

MONONUCLEAR CELL CULTURES

#### MAIL STOP MISSING PARTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts mailed June 15, 2004, Applicants submit herein an executed Combined Declaration and Power of Attorney, payment of the surcharge of \$65.00 (#19598) as set forth in 37 C.F.R. §1.16(e), a copy of the Notice to File Missing Parts, Petition for Three-Month Extension of Time, and a check in the amount of \$490.00 (#19599) to cover the Extension fee. In addition, Applicants include herewith a Petition under 37 C.F.R. § 1.47; Declaration in Support of 37 C.F.R. § 1.47 filing, Exhibits A-G in support of the 37 C.F.R. § 1.47 Petition and a check in the amount of \$130.00 (#19600) to cover the Petition fee.

This response is due on or before November 15, 2004, with the extension. Although Applicants believe no additional fees are due with this filing, the Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 24024-506).

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529

David E. Johnson, Reg. No. 41,874

Attorneys for Applicants c/o MINTZ, LEVIN Tel: (617) 542-6000

Fax: (617) 542-2241 Customer No.: 30623

Dated: November 12, 2004